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**STATE OF WASHINGTON
DEPARTMENT OF FINANCIAL INSTITUTIONS
SECURITIES DIVISION**

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IN THE MATTER OF DETERMINING
Whether there has been a violation of the Business
Opportunity Fraud Act of Washington by:

SDO - 20 - 02

GLOBAL VENDING, INC.; THOMAS J. FOLEY;
their agents and employees,

SUMMARY ORDER TO CEASE AND DESIST

Respondents.

Case No. 01-11-0475

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THE STATE OF WASHINGTON TO: Thomas J. Foley
 Global Vending, Inc.
 5111 N.W. 108th Ave.
 Sunrise, FL 33351

STATEMENT OF CHARGES

Please take notice that the Securities Administrator of the State of Washington has reason to believe that Respondents Global Vending, Inc. and Thomas J. Foley have violated the Business Opportunity Fraud Act of Washington and that its violations justify the entry of an order of the Securities Administrator under RCW 19.110.150 to cease and desist from such violations. The Securities Administrator finds that delay in ordering the Respondent to cease and desist from such violations would be hazardous to the investors and to the public and that a Summary Order to Cease and Desist should be entered immediately. The Securities Administrator finds as follows:

TENTATIVE FINDINGS OF FACT

I. Respondent

1. **GLOBAL VENDING, INC.** (“Global Vending”) is a Florida corporation with a business address of 5111 N.W. 108th Ave., Sunrise, FL 33351.

SUMMARY ORDER TO CEASE AND DESIST

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**DEPARTMENT OF FINANCIAL INSTITUTIONS
Securities Division
PO Box 9033
Olympia, WA 98507-9033
360-902-8760**

1 7. No disclosure document containing complete material information regarding Global Vending,
2 including but not limited to a financial statement of the seller, was provided along with the above described
3 materials.

4 **III. Registration Status**

5 8. Global Vending is not currently registered to sell its business opportunities in the state of
6 Washington and has not previously been so registered.

7 Based upon the above Tentative Findings of Fact, the following Conclusions of Law are made:

8
9 **CONCLUSIONS OF LAW**

10 1. The offer and/or sale of vending equipment as described above constitutes the offer and/or sale of
11 a business opportunity as defined in RCW 19.110.020(1).

12 2. The offer and/or sale of said business opportunity is in violation of RCW 19.110.050(1) because it
13 is has not been registered with the Securities Administrator, prior to the advertising, soliciting, or making of
14 any offer and/or sale of the business opportunity in this state.

15 3. The offer and/or sale of said business opportunity was made in violation of RCW 19.110.070 and
16 RCW 19.110.120, the disclosure document and antifraud provisions of the Business Opportunity Fraud Act,
17 respectively. Respondent violated those provisions by failing to provide prospective purchasers a disclosure
18 document containing complete material information regarding the business opportunity, including but not
19 limited to a financial statement of the seller.

20
21 **EMERGENCY**

22 The Securities Administrator finds that an emergency exists, as the continued offering of the business
23 opportunity described above in violation of RCW 19.110.050(1), RCW 19.110.070 and RCW 19.110.120

1 presents a threat to the investing public. The Securities Administrator therefore finds a summary order to cease
2 and desist from those violations is in the public interest and necessary for the protection of the investing public.

3
4 **SUMMARY ORDER**

5 Based on the foregoing, NOW, THEREFORE, IT IS HEREBY SUMMARILY ORDERED that
6 Respondent Global Vending, Thomas J. Foley, their agents and employees, each cease and desist from offering
7 and/or selling business opportunities in any manner in violation of RCW 19.110.050(1), the section of the
8 Business Opportunity Fraud Act requiring registration.

9 It is further SUMMARILY ORDERED that respondents, Global Vending, Thomas J. Foley, their
10 agents and employees, each cease and desist from violation of RCW 19.110.170 and RCW 19.110.120, the
11 disclosure document and antifraud provisions, respectively, of the Business Opportunity Fraud Act.

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13 **AUTHORITY AND PROCEDURE**

14 This Order is entered pursuant to the provisions of RCW 19.110.150, and is subject to the provisions of
15 Chapter 34.05 RCW. The Respondent may make a written request for a hearing as set forth in the NOTICE OF
16 OPPORTUNITY TO DEFEND AND OPPORTUNITY FOR HEARING accompanying this order.

17 If the respondent does not request a hearing, the Securities Administrator intends to adopt the above
18 Tentative Findings of Fact and Conclusions of Law as final and make the summary order to cease and desist
19 permanent as to that respondent.

20 **WILLFUL VIOLATION OF THIS ORDER IS A CRIMINAL OFFENSE.**

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DATED this 4th day of March, 2002.



DEBORAH R. BORTNER
Securities Administrator

Approved By:

Presented by:

Michael E. Stevenson
Chief of Enforcement

Chad Standifer
Staff Attorney

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